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Attorneys for Defendant
LG ELECTRONICS MOBILECOMM U.S.A., INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IMPLICIT NETWORKS, INC.,

Plaintiff,

v.

(1) HTC CORP.; (2) HTC AMERICA, INC.; (3)
LG ELECTRONICS, INC.; (4) LG
ELECTRONICS MOBILECOMM U.S.A., INC.;
(5) NOKIA CORPORATION; (6) NOKIA,
INC.; (7) PALM, INC.; (8) SAMSUNG
ELECTRONICS CO. LTD.; (9) SAMSUNG
ELECTRONICS AMERICA, INC.; (10) SONY
ERICSSON MOBILE COMMUNICATIONS
AB; and (11) SONY ERICSSON MOBILE
COMMUNICATIONS (USA) INC.,

Defendants.

Case No. CV 09-1628 WHA

**PLAINTIFF IMPLICIT NETWORKS, INC.
AND DEFENDANT LG ELECTRONICS
MOBILECOMM U.S.A., INC.'S
STIPULATION OF DISMISSAL OF LG
ELECTRONICS, INC.**

In order to simplify the litigation, reduce unnecessary costs, and avoid the need for disputes regarding jurisdiction, service, and venue with respect to the naming of LG Electronics, Inc. ("LGE") as a defendant in this action, Plaintiff Implicit Networks, Inc. ("Implicit") and Defendant LG Electronics MobileComm U.S.A., Inc. ("LGEMU") hereby stipulate as follows, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and Civil Local Rule 7-12:

1 1. Implicit shall dismiss LGE from the litigation without prejudice. The form of said
2 dismissal is attached as exhibit A and shall be filed concurrently with this stipulation.

3 2. LGEMU shall work with Implicit in responding to discovery that seeks information
4 in the possession, custody, or control of LGE. Specifically, LGEMU agrees that it will not object to
5 discovery on the basis that the requested information is in the possession, control, or custody or
6 LGE rather than LGEMU.

7 3. LGEMU hereby represents that it is responsible for the sales of LG branded cell
8 phones to U.S. wireless carriers and U.S. retailers and further represents that LGE does not sell LG
9 branded cell phones to U.S. wireless carriers or U.S. retailers. LGEMU further represents that LG
10 branded U.S. phones are sold only by LGEMU. Any LG branded phones that enter from outside the
11 U.S. are coming in as used or grey market phones and neither LGEMU nor LGE has any
12 involvement in the entry of such phones to the U.S.

13
14 Dated: July 15, 2009

HOSIE RICE LLP

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16 By: /s/ Bruce Wecker
17 Bruce Wecker

18 Attorneys for Plaintiff
19 IMPLICIT NETWORKS, INC.

20
21 Dated: July 15, 2009

FISH & RICHARDSON P.C.

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23 By: /s/ Tamara Fraizer
24 Tamara Fraizer

25 Attorneys for Defendant
26 LG ELECTRONICS MOBILECOMM U.S.A.,
27 INC.

I hereby attest pursuant to General Order 45.X.B, that concurrence in the electronic filing of this document has been obtained from Bruce Wecker on behalf of Implicit Networks.

Dated: July 15, 2009

FISH & RICHARDSON P.C.

By: /s/ Tamara Fraizer
Tamara Fraizer

Attorneys for Defendant
LG ELECTRONICS MOBILECOMM U.S.A.,
INC.

EXHIBIT A

[PROPOSED] ORDER OF DISMISSAL OF LG ELECTRONICS, INC.

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AB; and (11) SONY ERICSSON MOBILE
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Defendants.

Case No. CV 09-1628 WHA

**[PROPOSED] ORDER OF DISMISSAL OF
LG ELECTRONICS, INC.**

The Court hereby recognizing the Stipulation of Dismissal filed by Plaintiff Implicit Networks, Inc. and Defendant LG Electronics Mobilecomm USA, Inc. ("LGEMU"),

PURSUANT TO STIPULATION, IT IS SO ORDERED that:

the claims and causes of action asserted herein by Plaintiff Implicit Networks, Inc. against Defendant LG Electronics, Inc. be, and hereby are, dismissed without prejudice; and

the parties shall bear their own attorneys' fees, expenses and costs related to the litigation with respect to Defendant LG Electronics, Inc.

Dated: July 16, 2009



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